

FRANK J. UXA, JR.\*  
ROBERT D. BUYAN\*  
DONALD E. STOUT  
KENTON R. MULLINS  
JO ANNE M. YBAGEN  
KATEN S. VAKIL  
LINDA ALLYSON FOX  
KYLE D. YESLAND, Ph.D.  
GREG S. HOLLRIGEL, Ph.D.\*\*  
LOUISE S. HEIM\*\*

LAW OFFICES OF  
**STOUT, UXA, BUYAN & MULLINS, LLP**

4 VENTURE, SUITE 300  
IRVINE, CALIFORNIA 92618  
(949) 450-1750  
FACSIMILE: (949) 450-1764

PATENTS, TRADEMARKS,  
COPYRIGHTS, AND RELATED  
INTELLECTUAL PROPERTY  
MATTERS

GORDON L. PETERSON (Retired)

\*PROFESSIONAL CORPORATION  
\*\*REGISTERED PATENT AGENT  
OUR FILE NO.  
MCRVT-023C

**FACSIMILE COVER SHEET**

Date: September 25, 2003  
To: Michael Thaler, Primary Examiner  
Art Unit 3731  
United States Patent Office  
Facsimile: (703)746-3311  
Re: United States Patent Application SN 09/758,832  
From: Robert D. Buyan

**FAXED COPY RECEIVED**

**SEP 25 2003**

**TECHNOLOGY CENTER 3700**

**Total Number of Pages: 42 (including this form). Please notify us immediately if you have not received all pages.**

Original ☐ Will / ☒ Will Not Follow  
by  
☐ Mail ☐ Hand Delivery ☐ Overnight Courier

**Message:**

**Examiner Thaler: Attached is a copy of the response to Office Action dated June 23, 2003, Supplemental Information Disclosure Statement and proposed drawing change to Figures 11 and 13 per your telephone message.**

**Thank you.  
RDB**

**PRIVACY NOTICE:** This message is intended only for the use of the individual or entity to which it is addressed and may contain information that is privileged, confidential or exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address. Thank you.

COPY

Attorney Docket No.: MCRVT-023C

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Horton )  
 )  
 Application No. 09/758,832 )  
 )  
 Filed: January 11, 2001 )  
 )  
 For: Insitu Formable and Self-Forming )  
 Intravascular Flow Modifier (IFM), )  
 Catheter and IFM Assembly, and Method )  
for Deployment of Same )

Art Unit: 3731

Examiner: Thaler, M.

FAXED COPY RECEIVED

SEP 25 2003

TECHNOLOGY CENTER 3700

Mail Stop AF  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

**Transmittal Letter**

Dear Sir:

- ☒ In accordance with Rule 136, the Commissioner is hereby petitioned for a \_\_\_\_ ( ) month extension of time, extending to \_\_\_\_\_, 2003 the period for response to the Office action dated June 23, 2003. Deposit Account No. 50-0878.
- ☐ Enclosed is a certified copy of Serial No. \_\_\_\_\_ from which priority is claimed in the subject case pursuant to 37 CFR § 1.55b and 35 U.S.C. § 119.
- ☐ Enclosed is an Assignment of the invention to [Assignee], including a cover sheet and Check No. [Assignment Check No.] for \$40.
- ☐ A Declaration of Inventorship and Limited Power of Attorney is enclosed.
- ☒ Enclosed are proposed drawing change to Figures 11 and 13.
- ☒ Enclosed is a supplemental information disclosure statement.
- ☒ Enclosed herewith is a amendment/response for filing in relation to the above-identified application. Entry and consideration of this amendment/response is requested.

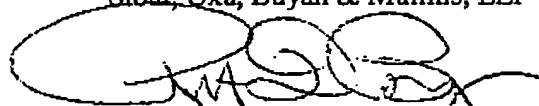
- ☐ Check No.— is enclosed covering the additional filing fees in the amount of \$0.00, with the fees calculated as follows:

	(Col. 1) Claims Remaining After Amendment	(Col. 2) Highest No. Previously Paid For	(Col. 3) Present Extra	Small Entity Additional Rate Fee	Other than a Small Entity Additional Rate Fee
Total claims	16	- 20	= 0	x 9 \$	Or x 18 \$
Independent claims	2	- 2	= 0	x 42 \$	Or x 84 \$
First presentation of multiple dependent claims				+ 140 \$	Or + 280 \$
				Total \$	Or Total \$

- ☒ The Commissioner is hereby authorized to charge any underpayment and credit any overpayment of the filing fees required under 37 CFR § 1.16 and any patent application processing fees required under 37 § CFR 1.17 to Deposit Account No. 50-0878.

Respectfully submitted,  
Stout, Uxa, Buyan & Mullins, LLP

Date: September 23, 2003



Robert D. Buyan, Reg. No. 32,460


4 Venture, Suite 300  
Irvine, CA 92618  
Telephone:(949) 450-1750; Facsimile: (949) 450-1764  
email: rbuyan@patlawyers.com

#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being transmitted by facsimile to (703) 305-3590 addressed to: Mail Stop AF Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 23, 2003.

Dated: September 23, 2003

By:



Sara Bogdanov, Assistant